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VIA FACSIMILE TRANSMISSION AND
FIRST CLASS MAIL

December 4, 1995

Ms. Laura B. Ahearn, Esq.
Wilmer, Cutler & Pickering
2445 M Street, N.W.
Washington, D.C. 20037

Re: Metcoa Radiation Site - EE/CA Administrative Record

Dear Laura,

This morning, I received your Saturday, December 2, 1995 letter requesting that copies of additional portions of the administrative record supporting the Engineering Evaluation/Cost Analysis (EE/CA) for the Metcoa Radiation Site be sent to Mr. Jim Wrathall on your behalf. As I mentioned in my November 27, 1995 letter, these portions may be obtained by either visiting the Administrative Record Room in EPA's Philadelphia, Pennsylvania office (or the repository in Pulaski, PA), or by requesting copies be made by EPA and sent to you. As I have previously stated, I believe that the "most expeditious way" to obtain any portion of this administrative record is to visit the administrative record room and copy those portions of interest to you.

In response to this November 27th letter, on November 28, 1995, Mr. Michael Sullivan called and requested a copy of item #49 of this administrative record. Mr. Sullivan made clear that a copy of this item, above all others, was needed as soon as possible. I provided Mr. Sullivan with a copy of this document on November 29, 1995.

Your latest correspondence states your preference that the following additional portions of this administrative record be copied and sent to Mr. Jim Wrathall: items #18, 26, 28, 29, 30, 35, 40, 42, 43, 44, 45, 47, and 48. If I am mistaken as to the items you are requesting, please let me know as soon as possible. As stated in my November 27th letter, I will attempt to have these documents copied and sent to Mr. Jim Wrathall at your office within one week (or by December 9, 1995). If you need these documents sooner than December 9, 1995, please call me.

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At this late of a date, I am disturbed to learn that my help is "critical" to ensuring that consultants to the Generator Defendant Group receive portions of the administrative record so that they can proceed with their reviews of the draft EE/CA and preparation of their comments. These documents have been available to you, your consultants and other members of the public for review and copying for three weeks. Therefore, I am surprised that my immediate attention to this matter has become "critical" to your, or your consultants, review of any portion of this administrative record.

If in the future, you find that you or your consultants have an urgent, or time critical, need to review additional portions of the administrative record, I strongly suggest that you, or another representative of the Generator Defendant Group, visit one of the public repositories containing these documents and copy those documents in which you are interested.

Sincerely,

Kathleen J. Root

Kathleen J. Root

Sr. Assistant Regional Counsel

c.c.: Catherine Rojko, Esq. (via facsimile transmission)
Environmental Enforcement Section
Environment & Natural Resources Division
Department of Justice

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